

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gust H. Bardy et al.

Serial No.: 09/940,378

Filed: August 27, 2001

For: BIPHASIC WAVEFORM ANTI-BRADYCARDIA PACING FOR A
SUBCUTANEOUS IMPLANTABLE CARDIOVERTER-DEFIBRILLATOR

Docket No.: 1201.1112101 (formerly 032580.0017.UTL)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450



Examiner: K. Droesch

Group Art Unit: 3762

RECEIVED

FEB 17 2004

TECHNOLOGY CENTER R3700

**INFORMATION DISCLOSURE STATEMENT BEFORE MAILING DATE OF
EITHER A FINAL ACTION OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(c))**

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certified that this paper or papers, as described herein are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 315612886 US, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 6th day of February 2004.

By Kathleen L. Boekley
Kathleen L. Boekley

Dear Sir:

Pursuant to the obligations of candor and good faith imposed by 37 C.F.R. § 1.56, the documents listed on the attached Form PTO-1449 are hereby disclosed.

No representation is intended to be made hereby that any of the cited references establishes, by itself or in combination with other information, a prima facie case of unpatentability of any claim of the present case.

The information disclosure statement transmitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage as

set forth in § 1.491 in an international application or after the mailing date of the first office action on the merits, whichever event occurred last but before the mailing date of either a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, whichever occurs first.

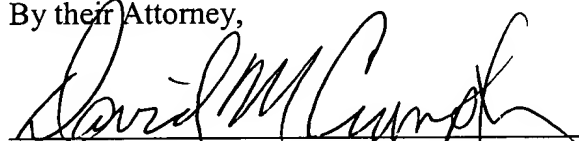
Accompanying this Information Disclosure Statement are fees in the amount of \$180.

Respectfully submitted,

Gust H. Bardy et al.

By their Attorney,

Date: 2/6/04


David M. Crompton, Reg. No. 36,772
CROMPTON, SEAGER & TUFTE, LLC
1221 Nicollet Avenue, Suite 800
Minneapolis, MN 55403-2420
Telephone: (612) 677-9050
Facsimile: (612) 359-9349